

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MILTON GILL #391359,

Plaintiff,

NO. 2:05-cv-72712

v

DR. MATHAI, et al.,

HON. VICTORIA A. ROBERTS
MAG. PAUL J. KOMIVES

Defendants.

Alan G. Gilchrist (P23408)
Foster Swift Collins & Smith PC
32300 Northwestern Hwy Ste 230
Farmington Hills, MI 48334
Phone: (248) 539-9900
Fax: (248) 851-7504

Cori Barkman (P61740)
Assistant Attorney General – Corrections
Attorney for Defendant Roth
P.O. Box 30217
Lansing, MI 48909
(517) 335-7021

ORDER TAXING COSTS

Defendant filed a Motion to Tax Costs in the amount of **\$71.60** pursuant to Fed R Civ P 54(d) and 28 USC § 1920. The Court held a telephone conference on November 20, 2006.

Attending were Alan Gilchrist for the Plaintiff and Cori Barkman for the Defendant.

IT IS ORDERED that Defendant's Motion to Tax Costs is GRANTED, and further that Plaintiff shall pay to Defendant's attorney, Michael A. Cox, Attorney General of the State of Michigan, taxable costs in the amount of **\$71.60**, as follows:

X In accordance with the Prison Litigation Reform Act and 28 U.S.C. § 1915(b) and (f), Plaintiff is now required to make an initial payment of costs equal to twenty-percent (20%) of the greater of (A) the average monthly deposits to the prisoner's account, or (B) the average monthly balance in the prisoner's account over a six month period. This amount is immediately payable to the Michigan Attorney General's Office. The remaining balance is to be paid to the Michigan Attorney General's Office by withdrawing twenty percent (20%) of the monthly income credited to Plaintiff's account until paid in full.

The Michigan Department of Corrections is not required to immediately forward withdrawn funds totaling less than \$10.00 to the Michigan Attorney General's Office, but in conjunction with that office, must take steps to make sure that the total amount withdrawn does not exceed the costs awarded.

Dated: 11/28/06

/s/ Victoria A. Roberts

Victoria A. Roberts

United States District Court Judge

CEBCases/2005020918A/Costs Order